

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

District of Delaware

EXELIXIS, INC.

Plaintiff(s)

v.

MSN LABORATORIES PRIVATE LIMITED and
MSN PHARMACEUTICALS INC.

Defendant(s)

Civil Action No. 20-633 (UNA)

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* MSN Laboratories Private Limited
c/o Bryce A. Cooper, Esquire
Winston & Strawn LLP
1700 K Street, NW
Washington, DC 20006

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Jack B. Blumenfeld
Morris, Nichols, Arsht & Tunnell LLP
1201 North Market Street
P.O. Box 1347
Wilmington, DE 19899

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.



CLERK OF COURT

/s/ John A. Cerino

Date: 05/12/2020

Signature of Clerk or Deputy Clerk

Civil Action No. 20-633 (UNA)

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* MSN Laboratories Private Limited
 was received by me on *(date)* 5/12/2020 .

☐ I personally served the summons on the individual at *(place)* _____
 _____ on *(date)* _____ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☒ I served the summons on *(name of individual)* Bryce A. Cooper , Esquire via electronic mail , who is
 authorized
 designated by law to accept service of process on behalf of *(name of organization)* MSN Laboratories Private Limited
 _____ on *(date)* 5/12/2020 ; or

☐ I returned the summons unexecuted because _____ ; or

☐ Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: 5/13/2020

/s/ Anthony D. Raucci

Server's signature

Anthony D. Raucci - Associate

Printed name and title

Morris, Nichols, Arsht & Tunnell LLP

1201 N. Market Street

Wilmington, DE 19801

Server's address

Additional information regarding attempted service, etc: